HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.31943 of 1998

DATED:30.11.2007

BETWEEN:

Ch.Surya Kumari.

..Petitioner

And

The Managing Director, and another.

..Respondents

HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No.31943 of 1998

ORDER:

Heard Ms.G.Shobha, learned Counsel for the petitioner. None appears for the respondents.

This Writ Petition is directed against the orders passed by the Managing Director, Andhra Pradesh Women's Co-operative Finance Corporation Limited, Hyderabad, directing the District Manager, Telugu Bala Mahila Pragathi Pranganam, Tadikalapudi, West Godavari District, to disband the services of the writ petitioner, who was working as an Instructor at the afore-mentioned Pranganam.

It will be appropriate to notice that the present petitioner had earlier instituted W.P.No.10463 of 1998. That writ petition came to be considered along with several other cases and by a common judgment rendered in W.P.Nos.96 of 1998 and batch on 23.07.1999, this Court had passed the following order:

> "In the totality of the aforesaid circumstances, I direct the respondent-Corporation to consider the cases of each of the petitioners for regularization of their services in accordance with the provisions of G.O.Ms.No.212 Fin.&Plg. Dt.22.4.1994 as interpreted by any binding law declared. The petitioners thereafter be entitled to be paid wages on par with the wages paid to the regular employees of the corresponding category, on such regularization. The above consideration shall be finalized by the Corporation within a period of three months from the date of receipt of a copy of this order and if the Corporation requires the approval or sanction of the State Government for implementation of the orders of this Court in respect of any petitioner who has been considered by the said Corporation as eligible for the benefits available under G.O.Ms.No.212 Fin.&Plg., dt.22.4.1994, then in any such case, the Corporation shall send such proposals to the State Government for its consideration and appropriate orders within the said period of three months.
>
> With the above directions the writ petitions are disposed of. No costs."

As can be noticed, the present impugned order had been passed during the pendency of the afore-mentioned W.P.No.10463 of 1998. An interim direction has been granted by this Court on 17.11.1998 in W.P.M.P.No.39198 of 1998, suspending the operation of the impugned order, dated 28.10.1998.

Learned Counsel for the writ petitioner, therefore, asserts that the writ petitioner is still continuing in service. But, however, insofar as the issue of regularization of services of the petitioner and other similarly placed employees is concerned, the same was engaging the attention of the Supreme Court in S.L.P.Nos.5834-5836 of 2001 and batch of cases. While entertaining the said cases, the Supreme Court passed an order, dated 10.09.2001, directing the respondents to maintain *status quo* as on that date.

In that view of the matter, the respondents are directed to maintain *status quo,* existing as of today, till the disposal of the S.L.Ps., pending before the Supreme Court, concerning the issue of regularization of services of the employees, like the writ petitioner, in accordance with the scheme propounded by the State Government through G.O.Ms.No.212 Fin.&Plg., dated 22.04.1994. After the Supreme Court decides the issue, the question as to whether the scheme of regularization, referred to supra, is also attracted to the case of the writ petitioner or not can be examined and appropriate decision be taken within a further period of three months thereafter.

The Writ Petition is accordingly disposed of. No costs.

30.11.2007

GJ